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FEB 14 2007

February 14, 2007

CONFIDENTIAL  
ATTORNEY-CLIENT PRIVILEGED

VIA FAX - PAGE 1 OF 1

Milton Frazier, Esq.  
Sony Corp. of America  
16450 West Bernardo Drive  
MZ 1F2  
San Diego, CA 92127-1898

Re: Patent Application Docket Number 50P4055.01  
Patent Term Adjustment

URGENT

Dear Milton:

I have reviewed the patent term adjustment for the above case both manually and using our docketing system which does a separate patent term adjustment calculation. I am sending a copy of both herewith.

Please note that there is a 20 day discrepancy between my docketing system's calculation and the PTO's calculation. If my docketing system's calculation is correct, there should be 20 more days of life to the patent. However, my system probably makes as many mistakes as the Patent Office's system, and I have little confidence in the calculation when the scenario gets complex. I have been unable to figure out why this additional 20 days appears, but I note that it is apparently in the time frame that the PTO indicates things crossed in the mail.

If the error is in fact an error and if it were in the other direction, we would have an ethical obligation to correct it, but since it takes 20 days of life off the patent, I don't think we do have such an obligation. Also, preparation of a petition will be costly and will presumably require that we explain the error. I am unable to do so at this point.

Please advise how you wish for me to proceed. The issue fee is due on 5/9/07 and any petition must be filed no later than payment of the issue fee.

Sincerely,



Jerry A. Miller  
Registered Patent Agent

Enclosures: Patent Term adjustment Calculations

JAM:cnm

Case Tracking System  
Patent Term Adjustment

*My System*

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Date: February 14, 2007

FEB 14 2007

Case Number: SNY-P4055.01

Client Id: SNY

Client Case: 50P4055.01

Appl. Serial No: 09/650,034

Filing Date: 8/29/2000

Status: Pending

Title: Method to Electronically Track Personal Credit Information

Date Iss/Abn:

Patent No.:

Expiration Date:

**CTS Calculated Patent Term Adjustment: 956**

**PTO Supplied Patent Term Adjustment: 789**

**Use PTO Supplied Patent Term Adjustment to set Patent Expiration Date: Y**

Delays under 37 CFR 1.702(a), (c), (d), and (e)

Num	Date	Description	PTO	Appl
1	8/29/2000	Application Filing	0	0
2	12/19/2002	Office Action	416✓	0
3	6/17/2003	Office Action	0	49✓
4	12/22/2003	Office Action	0	0
5	5/3/2004	Office Action	0	0
6	9/27/2004	Office Action	20	0
7	12/21/2004	Office Action	0	50✓
8	6/27/2005	Successful Appeal	619✓	0
9	2/9/2007	Notice of Allowance	0	0

**Total PTO: 1055**

**Total Applicant: 99**

**3 Year Pendency under 37 CFR 1.702(b)**

Num	Date	Description	PTO	Excl
1	8/29/2000	Application Filing	0	0
2	12/19/2002	Office Action	0	416
3	6/17/2003	Office Action	0	0
4	11/05/2003	RCE Delay	0	1192
5	12/22/2003	Office Action	0	0
6	5/3/2004	Office Action	0	0
7	9/27/2004	Office Action	0	20
8	12/21/2004	Office Action	0	0
9	6/27/2005	Appeal	0	618

**Total PTO: 0**

**Total Excluded: 2246**

**Net 3 Year Pendency Delay: 0**

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Case Tracking System  
Patent Term Adjustment

Date: February 14, 2007

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*PTO CALCULATION*

<b>09/650,034</b>	<b>METHOD TO ELECTRONICALLY TRACK PERSONAL CREDIT INFORMATION</b>	<b>02-13-2007:09:09:57</b>
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**Patent Term Adjustments**

Patent Term Adjustment (PTA) for Application Number: 09/650,034

Filing or 371(c) Date:	08-29-2000	USPTO Delay (PTO) Delay (days):	1035
Issue Date of Patent:	null	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL) Delay (days):	246
Post-Issue Petitions (days):	+0	Total PTA (days):	789
USPTO Adjustment(days):	+0	Explanation Of Calculations	

**Patent Term Adjustment History**

Date	Contents Description	PTO(Days)	APPL(Days)
02-09-2007	Mail Notice of Allowance		
02-09-2007	Mail Examiner's Amendment		
02-07-2007	Notice of Allowance Data Verification Completed		
02-07-2007	Examiner's Amendment Communication		
01-18-2007	Mail BPAI Decision on Appeal - Reversed		
01-17-2007	BPAI Decision - Examiner Reversed		
07-11-2006	Docketing Notice Mailed to Appellant	↑	
07-11-2006	Assignment of Appeal Number	↑	
07-08-2006	Appeal Awaiting BPAI Docketing	↑	
12-13-2005	Mail Examiner's Answer	↑	
12-09-2005	Examiner's Answer to Appeal Brief	↑	
12-07-2005	Case Docketed to Examiner in GAU	↑	
07-01-2005	Date Forwarded to Examiner	↑	
06-27-2005	Appeal Brief Filed	↑	
05-10-2005	Notice of Appeal Filed		
05-10-2005	Request for Extension of Time - Granted		
05-11-2005	Mail Advisory Action (PTOL - 303)		
05-10-2005	Advisory Action (PTOL-303)		
03-31-2005	Date Forwarded to Examiner		
03-10-2005	Amendment after Final Rejection		
02-18-2005	Miscellaneous Incoming Letter		
02-23-2005	Mail Advisory Action (PTOL - 303)		
02-21-2005	Advisory Action (PTOL-303)		
02-06-2005	IFW TSS Processing by Tech Center Complete		
02-06-2005	Date Forwarded to Examiner		
02-02-2005	Amendment after Final Rejection		
12-21-2004	Mail Final Rejection (PTOL - 326)		
12-20-2004	Final Rejection		
10-04-2004	Amendment Crossed in Mail		
10-12-2004	Date Forwarded to Examiner		
10-01-2004	Response to Election / Restriction Filed		

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09-27-2004	Mail Notice of Informal or Non-Responsive Amendment	↑
08-16-2004	Case Docketed to Examiner in GAU	↑
07-19-2004	Case Docketed to Examiner in GAU	↑
06-14-2004	Date Forwarded to Examiner	↑
05-07-2004	Informal or Non-Responsive Amendment after Examiner Action	↑
05-07-2004	Response to Election / Restriction Filed	↑
05-07-2004	Workflow incoming amendment IFW	↑
05-03-2004	Mail Restriction Requirement	↑
04-30-2004	Requirement for Restriction / Election	↑
04-07-2004	Date Forwarded to Examiner	↑
03-18-2004	Response after Non-Final Action	↑
03-05-2004	Letter Requesting Interview with Examiner	↑
03-01-2004	Miscellaneous Incoming Letter	↑
12-22-2003	Mail Non-Final Rejection	↑
12-12-2003	Non-Final Rejection	↑
11-09-2003	Date Forwarded to Examiner	↑
11-05-2003	Request for Continued Examination (RCE)	↑
11-09-2003	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)	↑
11-05-2003	Request for Extension of Time - Granted	↑
11-05-2003	Workflow - Request for RCE - Begin	↑
09-10-2003	Mail Advisory Action (PTOL - 303)	↑
09-08-2003	Advisory Action (PTOL-303)	↑
08-28-2003	Date Forwarded to Examiner	↑
08-05-2003	Amendment after Final Rejection	↑
06-17-2003	Mail Final Rejection (PTOL - 326)	↑
06-16-2003	Final Rejection	↑
04-03-2003	Date Forwarded to Examiner	↑
03-19-2003	Response after Non-Final Action	↑
12-19-2002	Mail Non-Final Rejection	↑
12-16-2002	Non-Final Rejection	↑
10-23-2002	Case Docketed to Examiner in GAU	↑
04-23-2002	Case Docketed to Examiner in GAU	↑
04-23-2002	Case Docketed to Examiner in GAU	↑
02-21-2002	Case Docketed to Examiner in GAU	↑
11-06-2001	Case Docketed to Examiner in GAU	↑
10-29-2000	Case Docketed to Examiner in GAU	↑
07-16-2001	Case Docketed to Examiner in GAU	↑
10-29-2000	Case Docketed to Examiner in GAU	↑
10-20-2000	Application Dispatched from OIPE	↑
10-11-2000	Correspondence Address Change	↑

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09-13-2000 IFW Scan & PACR Auto Security Review  
08-29-2000 Initial Exam Team nn

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